

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

January 25, 2008

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

Kauai

Consent to Assign General Lease No. S-5584, Mary K. Thronas Assignor, to Michael J. Fernandes, Assignee, Wailua, Kawaihau (Puna), Kauai, Tax Map Key: (4) 4-1-9:20.

APPLICANT:

Mary K. Thronas, as Assignor, to Michael J. Fernandes, whose wife is Alison Fernandes, as tenant in severalty, whose mailing address is 411 Pua Road, Kapaa, Hawaii, 96746, as Assignee.

LEGAL REFERENCE:

Section 171-36(a)(5), Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government (Crown) lands of Wailua situated at Wailua, Kawaihau (Puna), Kauai, identified by Tax Map Key: (4) 4-1-9:20, as shown on the attached map labeled Exhibit A.

AREA:

25.60 acres, more or less.

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act

DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: NO

CHARACTER OF USE:

Pasture purposes.

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TERM OF LEASE:

15 years, commencing on May 27, 1999 and expiring on May 26, 2014. Last rental reopening occurred on May 27, 2004; next rental reopening is scheduled for May 27, 2009.

ANNUAL RENTAL:

\$ 600.00 per annum.

CONSIDERATION:

Gratis

RECOMMENDED PREMIUM:

Not applicable. The consideration is gratis.

DCCA VERIFICATION:

ASSIGNOR and ASSIGNEE are sole proprietorships and are not required to register with DCCA.

REMARKS:

Mary K. Thronas acquired the lease thru a public auction held on May 27, 1999.

On May 30, 2007, Mary K. Thronas submitted a request to assign her lease to Michael J. Fernandes. She is no longer interested in raising cattle on the State property.

Michael J. Fernandes has several leases currently with the Department of Land & Natural Resources. He has over 13 years of ranching experience and is an exemplary tenant.

Both parties have not had a lease, permit, easement or other deposition of State lands terminated within the last five years.

Mary K. Thronas and Michael J. Fernandes are in compliance with all lease terms and conditions (rent, insurance, performance bond). A conservation plan has not been submitted.

The following comments were received for this request:

State Agencies:

County Agencies:

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Department of Health: No Comments  
DLNR - Forestry & Wildlife: No Objections  
DLNR - Historic Preservation: No Comments

Planning Dept.: No Comments  
Public Works: No Objections  
Water Dept.: If applying for future  
water meter, request information on  
water system status.

OHA: Ceded Lands - 20% Revenue Share

**Federal Agency:**


Dept. of Agriculture - NRCS: No Comments

**RECOMMENDATION:**

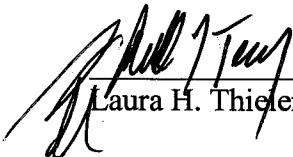
That the Board consent to the assignment of General Lease No. S-5584 from Mary K. Thronas, as Assignor, to Michael J. Fernandes, as Assignee, subject to the following:

1. The standard terms and conditions of the most current consent to assignment form, as may be amended from time to time;
2. Review and approval by the Department of the Attorney General; and
3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

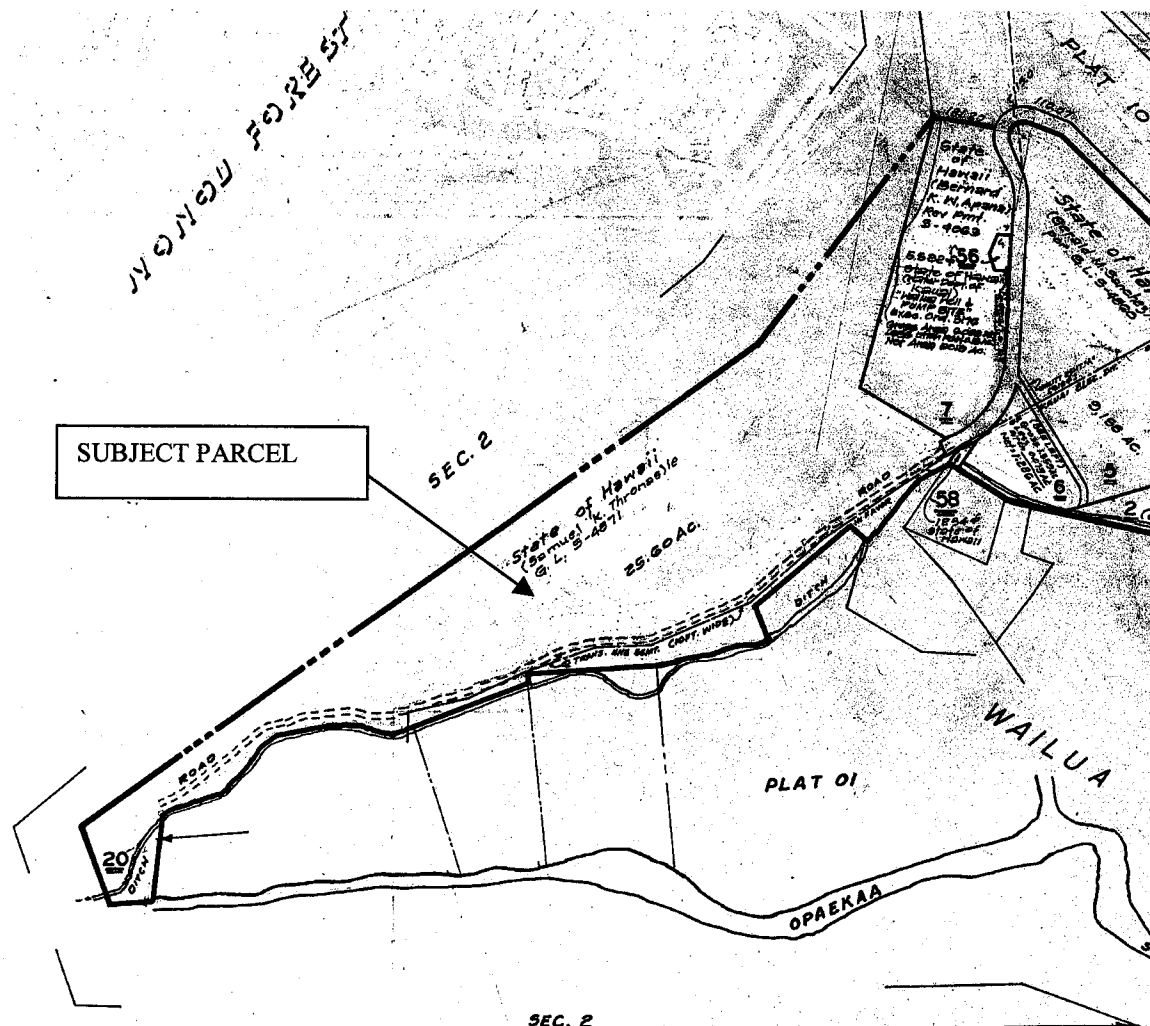
Respectfully Submitted,

  
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Marvin Mikasa  
Acting Land Agent

APPROVED FOR SUBMITTAL:

  
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Laura H. Thiesen, Chairperson

January 25, 2008



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EXHIBIT 'A'

MARY K. THRONAS, ASSIGNOR TO  
MICHAEL J. FERNANDES, ASSIGNEE